

**BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON
BOARD MEETING MINUTES
June 13, 2011**

The Board of County Commissioners for Lewis County, Washington met in regular session on Monday, June 13, 2011 at 10:00 a.m. **COMMISSIONERS RON AVERILL, P.W. "Bill" Schulte, and F. Lee Grose** were in attendance. **Chairman Averill** determined a quorum, called the meeting to order and proceeded with the flag salute. **Commissioner Schulte** moved to approve the minutes from the 10:00 a.m. meeting held on Monday, June 6, 2011. **Commissioner Grose** seconded the motion.

Motion carried 3-0

PUBLIC COMMENT

Don Iddings, Vader, stated the people in Vader have received a nice informational letter from Lewis County. He stated he has spoken to multi residents in Vader and people are starting to realize that the money is being spent wisely.

NOTICE

Commissioner Grose made a motion to approve Notice Agenda item one. **Commissioner Schulte** seconded the motion. Chairman Averill read the proclamation into the record.

1. Proclamation: Honoring the PeEll 2011 Girls Track Team.

Commissioner Grose made a motion to approve Notice Agenda item two. **Commissioner Schulte** seconded the motion. Chairman Averill read the proclamation into the record.

2. Proclamation: Honoring the Adna Girls 2011 Fastpitch Team

Motion Carried 3-0

CONSENT

Commissioner Schulte made a motion to approve Consent Agenda items three through ten. **Commissioner Grose** seconded the motion. Candace Hallom read the items into the record.

3. Resolution No. 11-187 Approval of warrants and payroll for payment.

Chairman Averill stated this approves 13 Special Purpose Warrants (Vader Water System) for \$16,326.07; and, 178 warrants issued by the Auditor's Office for \$957,874.42 for a combined total of \$974,200.49. Also, approves 423 automatic deposits, 175 warrants for County Net Pay, and 63 warrants for County Benefits & Employee Deductions for a total of \$3,035,665.73.

4. Resolution No. 11-188 Proposed vacation of a portion of Jones Road

Larry Unzelman, Public Works, stated all the property owners that adjoin unmaintained Jones Road have requested that the County vacate the entire right of way. However, there is a stream on the right of way near its west end, and RCW 36.87.130 prohibits vacation of right of way abutting a body of water. For this reason, the westerly 150 feet of the right of way adjoining Pattee road is not being considered for vacation. Any and all interest, other than the requesting party, will be evaluated as part of the Engineer's Report. Passing this resolution would instruct the Engineer to examine the road, evaluate the request, and file an Engineer's Report, as required by RCW 36.87.010 and LCC 12.15.

5. Resolution No. 11-189 Approving Roadside Memorial Sign Program on Lewis County Roads.

Tim Elsea, Director of Public Works, stated this program will allow family members of crash victims to honor their deceased or injured loved ones who have perished on Lewis County Roads. The program, which is paid for by the sponsor, offers one sign with memorial plaque or two if requested, to be located near the scene of the accident. The program will potentially help reduce roadway fatalities by increasing driver awareness of roadway safety. This has been endorsed by the Lewis County Sheriff's Office DUI Task Force.

Chairman Averill stated some counties and states have had a lot of problems due to the practice of putting up a cross or memorial at the sight of accidents, which can become hazards. This program is to allow for a more permanent memorial. This is a good program and the signs help warn and remind people to drive carefully.

6. Resolution No. 11-190 Approving an updated Local Agency Prospectus and Federal Aid Prospectus with WSDOT for the Widen I-5 through Lewis County Project.

Tim Elsea, Director of Public Works, stated this project appears as #20 on the Amended 2011-2016 Six-year Transportation Improvement Program. Funding for this project was approved by Resolution #07-093 up to the grant limit of \$3,208,000.00. We are proposing the remainder of this funding, \$2,580,300.00, be de-obligated and turned back to WSDOT for the design of the Mellen Street intersection. This resolution will authorize the Chairman of the board of County Commissioners to sign an Amended Local Agency Agreement and Project Prospectus to transfer the remaining funds to WSDOT.

Chairman Averill stated we addressed this issue about two meetings ago and did a MOU between the City of Centralia, Lewis County, and WSDOT to take this funding and use it for the Mellen Street interchange project and airport road improvement project. When we started to process that through the system the Federal Highway people said Lewis County had to de-obligate that money before giving it back to WSDOT. That is what we are doing today.

7. Resolution No. 11-191 Bid award for the 2011 Countywide HMA Project.

Tim Elsea, Director of Public Works, stated this project is listed as number 1 and 2 on Lewis County's 2011 amended Six Year Transportation Improvement Program. This contract will provide for the improvement of various existing asphalt approaches impacted by cemented treated base (CTB) roadways in Lewis County. Portions of Gore Rd., Meier Rd., Washington Way, Taylor and Van Warmer will be repaired with CTB starting June 13, 2011. This process typically raises the road profile 0.5- feet. Existing asphalt approaches within the CTB construction area will be repaved with hot Mix Asphalt (HMA) under this contract (existing gravel approaches will be transitioned with rock). Additionally, this contract provides for Hillburger Road improvements by paving with HMA, approach transitions, and other work as defined in the Contract Special Provisions. The only bid at \$70,945.00, was submitted by Lakeside Industries, Inc. and is 12.7% above the Engineer's Estimate for the 2011 Countywide HMA Project No. 1 CRP 2046 and 2160C. Lewis County Public Works recommends awarding the 2011 Countywide HMA Project No. 1 CRP 2046 and 2160 C to Lakeside Industries, Inc.

Chairman Averill stated the rules that we have established for doing this allow us to award a contract as long as it is not more than 20% over the engineers estimate.

8. Resolution No. 11-192 Approving the transfer of funds for use during the SW WA Fair to the revolving working account.

Michael Strozyk, Director of Central Services, stated these are housekeeping items that we do every year. The SWW Fair requests a deposit of additional funds in the amount of \$600.00 for use in the change drawers at the fair office in support of advance ticket sales for the SWW Fair and associated concerts during the fair. The second transfer in the amount of \$25,000.00 is deposited into the revolving working account to support gate sales, parking and other change needs during the actual Southwest Washington Fair. All the above funds are deposited into the Southwest Washington Fair's Revenue Account at Security State Bank which is monitored by Revenue Supervisor Michelle Travis of the Lewis County Treasurer's Office who works at the fair during this time period. This is an annual transfer of funds to the fair which are returned to the Treasurer's Office on or before September 30, 2011.

9. Resolution No. 11-193 Approving the transfer of funds for use during the SW WA Fair to withdraw as needed to fill onsite ATM machines.

Michael Strozyk, Director of Central Services, stated in August of every year, the Southwest Washington Fair Office requests and receives an additional \$100,000.00 in funds for restocking the ATM Machines that are located at the Southwest Washington Fair during the annual fair. As a result of maintaining the ATM machines, the fair receives \$.75 per ATM transaction, which results in a revenue of approximately \$1,000.00 for the fair fund. The funds are deposited into the Southwest Washington Fair's Revenue Account at Security State Bank on or before August 12, 2011. This annual transfer of funds to the fair will be returned to the Treasures office on or before August 31, 2011.

10. Resolution No. 11-194 Approving the transfer of funds for use during the SW WA Fair revolving account to prepare change drawers for the annual Harvest Swap Meet.

Michael Strozyk, Director of Central Services, stated this is an event that happens every year after the fair. These funds in the amount of \$6300.00 are for the change drawers located at the fair office in support of additional sales, parking and vendor change requests during the annual harvest swap meet. The funds will be deposited on or before September 19, 2011. This is an annual transfer of funds to the fair which are returned to the Treasurer's Office on or before October 7, 2011.

Motion Carried 3-0

Hearing

Hearing: Open Space

Chairman Averill announced the hearing and asked for a staff report.

Dianne Dorey, Assessor, stated the Public Benefit Ratings System Advisory Board got together recently and approved an application for the Teitzel' s. Within their power they designated that they would get an 80% reduction off of their market valued for keeping their land in an Open Space Open Space program. In this program the land is kept in its natural state and there must be open access to the public.

Chairman Averill stated this particular issue of Open Space Open Space is handled by a committee, the Public Benefit Ratings System Advisory Committee, appointed by the Assessor's office. He sits on this Board as well as four or five other citizens representing real-estate, farm community, etc. He stated when the committee met he remembers seeing three applications and only one of those applications is before us today.

Dianne Dorey stated the other applicants withdrew their application after it was discovered that there was an off road vehicle track on their property.

Chairman Averill asked if there were any more questions. There were none. He closed the question and answer portion of the hearing and opened the formal hearing.

Dianne Dorey asked that her previous comments be adopted into the record.

Chairman Averill asked if there were any other statements for public testimony. There were none. He closed the hearing and asked for a motion.

Commissioner Grose made a motion to approve Resolution No. 11-195. **Commissioner Schulte** seconded the motion. Candace Hallom read the item into the record.

Approval of Open Space Designation and Assessed Value reduction for property and property owners. Resolution 11-195

Motion Carried 3-0

Hearing: Non Exclusive Franchise with Cowlitz Tribal Housing Authority

Chairman Averill announced the hearing and asked for a staff report.

Larry Unzelman, Public Works stated there is a sign-up sheet at the podium and there is one sign up on that sheet. The Cowlitz Indian Tribal Housing Authority has joined with the County in a project, whereby a tribal owned sewage treatment facility is being located on the County's Toledo Airport property. This facility will serve the tribal property, located ½ mile southwest of the airport and will also benefit the County by providing sewer hookups to the Toledo airport property. Both sewage and freshwater pipelines are proposed to be located within the Jackson Hwy right of way to provide a connection between the Airport and Tribal property. This nonexclusive franchise will authorize the construction, maintenance, and operation of those utilities within the Jackson Hwy rights of way. The franchise with a five year term has been sent to the applicant for review and they have accepted the terms of the franchise. It is the recommendation of the Public Works department that this franchise for water and sewer facilities on this portion of Jackson Hwy be granted to the Cowlitz tribal housing.

Chairman Averill stated we are dealing with the Cowlitz Tribe and there was a request by the Prosecutor's office to get them to waive their sovereignty in this area. We are, however, dealing with the Cowlitz Tribal Housing Authority and not the Cowlitz Tribe and the Housing Authority has very limited capability to waive sovereignty. They have met the provision that we have requested.

Chairman Averill asked if there were any more questions. There were none. He closed the question and answer portion of the hearing and opened the formal hearing.

Larry Unzelman asked that his previous comments be adopted into the record

Robert Johnson, Director of Community Development, spoke in support of this franchise agreement. Lewis County has been working with the tribe for a considerable amount of time on the membrane and the water system that would interconnect with the Tribal Housing and ultimately provide water to the airport and housing facilities but would also provide fire flow to the airport. The tribe has a large reservoir and it is the intent to work with them to interconnect so we could have fire flow capacity and capabilities. There is mutual benefit in the project. This will allow us to work on opening up 13 acres of the airport for industrial and commercial development.

Chairman Averill asked if there were any other statements for public testimony. There were none. He closed the hearing and asked for a motion.

Commissioner Schulte made a motion to approve Resolution No. 11-196. **Commissioner Grose** seconded the motion. Candace Hallom read the item into the record.

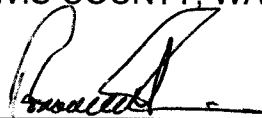
A nonexclusive Franchise to Cowlitz Indian Tribal Housing to construct, operate and maintain Water and Sewer System Facilities in Lewis County Right-of-Way, and setting forth conditions accompanying the grant of a nonexclusive Franchise; and proving for County Administration and regulations of the nonexclusive Franchise. Resolution No. 11-196

Motion Carried 3-0

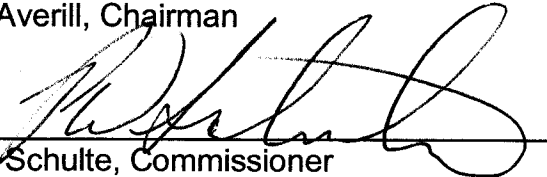
There being no further business, the Commissioners' public meeting adjourned at 10:51 am on June 13, 2011. The next public meeting will be held Monday, June 20, 2011, at 10:00 a.m.

Please note that minutes from the Board of County Commissioners' meetings are not verbatim. A recording of the meeting may be purchased at the Commissioners' office.

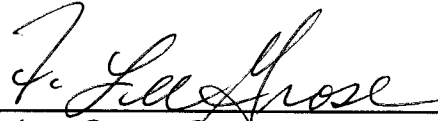
BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON



Ron Averill, Chairman

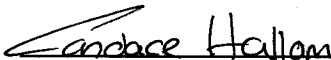


P.W. Schulte, Commissioner



F. Lee Grose, Commissioner

ATTEST:



Candace Hallom
Clerk of the Board
Lewis County Commissioners

